

1 **IN THE UNITED STATES DISTRICT COURT**
2 **FOR THE EASTERN DISTRICT OF NORTH CAROLINA**
3 **WESTERN DIVISION**

FILED

SEP 24 2012

JULIE A. RICHARDS, CLERK
US DISTRICT COURT, EDNC
BY MM DEP CLK

4
5
6 **GUSTAVO ROMANELLO**)

7 **ACELA ROMANELLO**)

civil action No. 5:12 cv 371-FL

8 **Vs.**)

9 **BANKUNITED, INC . et al**)

10
11 **PLAINTIFFS' MOTION FOR EXTENSION OF TIME TO ANSWER**
12 **DEFENDANTS MOTION TO DISMISS AMENDED COMPLAINT**

13
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15 **COMES NOW Plaintiffs Gustavo Romanello and Acela Romanello, and hereby move this**
16 **Court to extend the time to answer Defendants Motion to Dismiss Amended Complaint for**
17 **fourteen (14) days, through and including October 8, 2012.**

- 18
19 **1. The time for answering Defendants Brock & Scott, PLLC and Trustee Services of**
20 **Carolina, LLC has not expired and the current deadline is September 24, 2012, and**
21 **for Defendants BANKUNITED, INC. , Ragsdale & Liggett, PLLC and Ashley H.**
22 **Campbell the deadline is September 28, 2012.**
23
24 **2. The movants need additional time to investigate and learn facts of the matter to**
25 **respond Defendants motion.**
26 **3. Counsel for BANKUNITED was contacted by Plaintiffs last week and she graciously**
27 **consented for this request for an extension of time.**
28

1 **4. Plaintiffs left a voice mail message and an email message with counsels for Brock &**
2 **Scott, Trustee Services of Carolina, LLC, Ragsdale Liggett, PLLC and Ashley H.**
3 **Campbell and haven't yet received any answer.**

4 **5. Upon information and belief, Defendants will not suffer any prejudice as a result of**
5 **this extension of time and this motion.**
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8 **WHEREFORE, the Plaintiffs respectfully request that the Court grant this Motion for**
9 **extension of time to answer Defendants Motion to Dismiss Amended Complaint up to and**
10 **including October 8, 2012.**
11

12
13 **This the 24th of September. 2012**
14

15 **Gustavo Romanello**

16 **Acela Romanello**

17 **Plaintiffs**
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Gustavo Romanello
Acela Romanello

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6 **GUSTAVO ROMANELLO**)
7 **ACELA ROMANELLO**) **civil action No. 5:12 cv 371-FL**
8 **Vs.**)
9 **BANKUNITED, INC. et al**)
10

11 **CERTIFICATE OF SERVICE**
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13
14 **The undersigned hereby certify that on September 24th, 2012 a copy of the foregoing Motion**
15 **for extension of time to answer Defendants Motion to Dismiss Amended Complaint was**
16 **served upon all parties to this action as follows:**
17

18		
19	Sean T. Partrick	Travis E. Menk
20	YATES McLAMB & WEYHER, LLP	BROCK & SCOTT, PLLC
21	421 Fayetteville St., Ste. 1200	5121 Parkway Plaza Blvd, Ste.300
22	Raleigh, NC 27601	Charlotte, NC 28217
23	Counsel for BANKUNITED, INC	Counsel for Brock & Scott, PLLC
24		And for Trustee Services of
25		Carolina, LLC
26		
27		
28		

1 J. Whitfield Gibson Robert S. Shields jr.

2 MANNING FULTON & SKINNER, P.A.

3 3605 Glenwood Ave., Ste. 500

4 Raleigh, NC 27612

5 Counsels for Ragsdale Liggett, PLLC

6 And for Ashley H. Campbell

7
8
9 This the 24th day of September, 2012

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11
12 Gustavo Romanello

13 Acela Romanello

14
15 5445 Thunderidge dr.

16 Raleigh, NC 27610

17 tangogauch@gmail.com

18 919-231-4669